

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

CLERK'S OFFICE

NOTICE OF FILING AND HEARING

DOCKET NO. 2013-312-C

**Docket Summary:** Joint Application of TC Systems, Inc. and Teleport Communications America, LLC for Approval to Transfer Assets

TC Systems, Inc. ("TC Systems") and Teleport Communications America, LLC ("TCA") (together, "Joint Applicants") have filed a Joint Application for Approval of Asset Transfer with the Public Service Commission of South Carolina ("Commission"). The Application was filed pursuant to Title 58 of the South Carolina Code, including, but not limited to, S.C. Code Ann. Sections 58-9-280(B), 58-9-310, 58-9-300, and 58-3-230. The Joint Applicants request the following relief from the Commission: 1.) approval of the transfer of all applicable property, powers, franchises and privileges (including without limitation the transfer of TC Systems' existing certificates and authorizations to provide services) of TC Systems to TCA to occur on or after October 31, 2013; 2.) approval that is required pursuant to Section 58-9-300 (Abandonment of Service); 3.) waiver of any "slamming regulations that arguably would be violated by the transaction; 4.) approval of the removal of any local carrier freezes that are necessary to implement the transaction; and 5.) granting TCA all of the certificates and authorizations TC Systems currently has, subject to the same terms and conditions that appear in TC Systems' existing certificates and authorizations.

According to the Joint Application, as part of an on-going, multi-state initiative to increase efficiency and to provide a more seamless customer experience by consolidating various subsidiaries into a single entity, the AT&T family of companies would like to transfer the assets of TC Systems, a subsidiary of AT&T Corp., that serve South Carolina customers to its affiliate, TCA, on or about October 31, 2013. The assets to be transferred include, without limitation, all of the certificates and authorizations TC Systems currently has, subject to the same terms and conditions that appear in TC Systems' existing certificates and authorizations. TC Systems' assets also include, without limitation, its accounts receivable and customer base. TC Systems has authority to provide telecommunications services in South Carolina; TCA currently does not have authority to provide telecommunications services in South Carolina.

The Joint Application states that the proposal is a corporate change and is strictly pro forma and will not impact the provision of telecommunications services in South Carolina. Also, there will be no change in the ultimate ownership, control or management or the day-to-day operations of the authorized carrier. Additionally, service will be provided using the same network, billing systems, and customer service operations used by TC Systems today. Finally, once the transaction is complete, TCA will provide current TC Systems' customers with the services they are currently receiving from TC Systems pursuant to TCA contracts and/or tariffs that offer such services under the same rates, terms, and conditions as these customers currently receive.

A copy of the Company's Application can be found on the Commission's website at [www.psc.sc.gov](http://www.psc.sc.gov) under Docket No. 2013-312-C. Additionally, a copy of the Application is available from the Company's representative Patrick W. Turner, Esquire, TC Systems and TCA, 1600 Williams St., Suite 5200, Columbia, SC 29201.

PLEASE TAKE NOTICE that a hearing on the above matter has been scheduled to begin on **Monday, October 28, 2013, at 10:00 a.m.**, before a Hearing Examiner in the Commission's Hearing Room at 101 Executive Center Drive, Saluda Building, Columbia, South Carolina 29210.

PLEASE BE ADVISED that pursuant to S.C. Code Ann. Section 58-9-280, as amended, the Commission will invoke the 120-day period allowed for consideration of this matter.

Any person who wishes to participate in this matter as a party of record with the right of cross-examination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **Monday, September 16, 2013**, and indicate the amount of time required to address the Commission. For the receipt of future Commission correspondence, please include an email address in the Petition to Intervene. *Please refer to Docket No. 2013-312-C.*

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Commission; the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201; and the Company's representative at the above address, on or before **Monday, September 16, 2013**, and indicate the amount of time required to address the Commission. *Please refer to Docket No. 2013-312-C.*

Direct correspondence to: Public Service Commission of South Carolina  
Attention: Clerk's Office  
Post Office Drawer 11649  
Columbia, SC 29211

Any person who wishes to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Commission, in writing, at the address below on or before **Monday, September 16, 2013. Please refer to Docket No. 2013-312-C.**

**PLEASE TAKE NOTICE** that any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments in person to the Commission during the hearing.

Persons seeking information about the Commission's procedures should contact the Commission at (803) 896-5100 or visit its website at [www.psc.sc.gov](http://www.psc.sc.gov).

8/15/13

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